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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CLAYTON BAKER,)
Plaintiff,) Case No.: 2:12-cv-00301-GMN-CWH
vs.)
UNITED STATES OF AMERICA,)
Defendant.)
-----)

**ORDER ACCEPTING REPORT &
RECOMMENDATION OF MAGISTRATE
JUDGE HOFFMAN**

Before the Court for consideration is the Report and Recommendation (ECF No. 13) of the Honorable C. W. Hoffman, United States Magistrate Judge, entered October 22, 2012. No objections have been filed. The Court has conducted a review of the record in this case in accordance with 28 U.S.C. § 636(b)(1) and Local Rule IB 1-4, and determines that Magistrate Judge Hoffman's Recommendation should be **ACCEPTED**.

IT IS THEREFORE ORDERED that Defendant's Motion to Dismiss (ECF No. 5) and Defendant's Motion to Dismiss (ECF No. 11) are **GRANTED**.

IT IS FURTHER ORDERED that Plaintiff's Complaint is **DISMISSED** with prejudice for lack of jurisdiction. The Clerk shall enter judgment accordingly.

DATED this 11th day of December, 2012.



Gloria M. Navarro
United States District Judge